

## EXHIBIT 'A'

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA**

MARY LACEY, )  
 )  
Plaintiffs, )  
 )  
v. ) Case Number: 2:05-cv-01041-ID-VPM  
 )  
DOLLAR GENERAL CORPORATION, )  
 )  
Defendants. )


**AFFIDAVIT**

COMES NOW the Plaintiff, Mary Lacey, by and through their attorneys of record, Cobb, Shealy, Crum & Derrick, P.A., and files this her Affidavit in Support of their Motion to Remand, and states as follows:

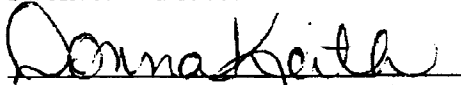
1. At the time of filing of our Complaint, I did not intend to claim damages totaling in excess of \$75,000.00, including compensatory and punitive;
2. I do not now, and will not in the future, claim total damages in excess of \$75,000.00, including compensatory and punitive;
3. I will under no circumstances accept an award or settlement in excess of the total amount of \$75,000.00; and,
4. This limitation of damages shall be binding upon our heirs and assigns.

WHEREFORE I pray that the Court will remand this matter to the Circuit Court of Covington County, Alabama.

This the 29 day of November, 2005.

  
\_\_\_\_\_  
Mary Lacey

Sworn to and subscribed before me this the 29 day of November, 2005.



Notary Public

My Commission Expires: 11/30/06



Richard E. Crum, Esq. (CRU012)

Attorney for the Plaintiff  
Mary Lacey

COBB, SHEALY, CRUM & DERRICK, P.A.  
206 North Lena Street  
Post Office Box 6346  
Dothan, Alabama 36302  
(334) 677-3000  
(334) 677-0030 - Facsimile

**CERTIFICATE OF SERVICE**

I, Richard E. Crum, certify that on this date, I have mailed a copy of this document to the following person(s), postage prepaid, via electronically and via United States Mail to:

Rick D. Norris, Jr., Esq.  
Lamar Miller Norris Haggard & Christie PC  
501 Riverchase Parkway, Suite 100  
Birmingham, Alabama 35244

Robert S. Lamar, Jr  
Lamar Miller Norris Haggard & Christie PC  
501 Riverchase Parkway, Suite 100  
Birmingham, Alabama 35244

This the 29<sup>th</sup> day of November, 2005.



Of Counsel